

March 2, 2020

Utah State Legislative Committee

RE: S.B. 127 Nursing Licensing Amendments

Thank you for spending your valuable time hearing the concern of Stevens-Henager College, founded in 1891, with a nursing program for non-traditional students who deserve to be nurses.

The Nurse Practice Act 58-31b-601 Minimum Standards for Nursing Programs — (b) reads "A program under Subsection (2)(a) may qualify graduates for licensure under Subsection (2) (A) until December 31, 2020. On or after January 1, 2021, a nursing education program that is not an approved education program under Subsection (1) may not qualify graduates for licensure under this chapter."

Due to difficulty with the accreditation of its Governing Board, the Center for Excellence in Higher Education, the A.D.N. nursing program has been unable to schedule a visit of its programmatic accreditor for initial accreditation (NLN-CNEA). NLN-CNEA has granted the program additional time to have its visit due to this situation. Upon clearing the accreditation of the Governing Board, the program will schedule its visit and become accredited programmatically. We need more time as this will not occur prior to December 31, 2020.

For this purpose, we are asking the Committee for approval of S.B. 127 which opens the Nurse Practice Act, and on line 41, changes the dates from December 31, 2020 to December 31, 2022. The ramifications of not approving this change will result in the College closing its nursing program and displacing its current students. In addition, the language rules against any new programs in nursing coming into the State and/or causing existing programs that experience difficulty in their reaccreditation process not being able to help their graduates license as R.N.s in Utah. This would create a nursing shortage for Utah.

For this purpose, we urge the Committee to vote positively for the proposed change and to move the bill forward. Thank you for your consideration.

Eric S. Juhlin, CEO Center for Excellence in Higher Education

Vicky L. Dewsnup, President Stevens-Henager College, West Haven, Utah

# A FACTUAL Response to UNA Statements Regarding SB 127



4505 S Wasatch Blvd Suite 330B Salt Lake City, UT 84124 office@utnurse.org 801-272-4510

The Utah Nurses Association opposes the passage of SB127 Nursing Licensing Amendments

 Stevens Henager College (SHC) is misrepresenting their accreditation status to current and prospective nursing students by displaying the Commission on Collegiate Nursing Education (CCNE) logo in the accreditation section of their website.

CCNE only accredits baccalaureate and higher degree programs and SHC is an Associate Degree Program.

FALSE: The Stephens-Henager College (SHC) website does not claim nor state that the SHC-Ogden Associate Degree nursing program is accredited by CCNE. CCNE accredits programs NOT campuses. SHC has multiple campus and one of those campuses is Independence University (IU). IU has three programs accredited by CCNE.

2. With changes to the Utah Nurse Practice Act in 2012 & 2015, education and performance accreditation standards for nursing education in Utah depend on accrediting organizations, such as the National League for Nursing.

Stevens Henager College has not had an unbiased, peer-reviewed site visit to assess the quality of their education process since at least 2014.

**FALSE:** SHC had an unbiased, peer-review site visit from its institutional accreditor, ACCSC, in 2017. SHC received candidacy status for its nursing program from NLN in 2017 which required NLN to review and approve SHC's comprehensive self-study for its nursing program. To maintain its candidacy approval, SHC has provided multiple annual reports and supplemental reports to NLN that have been reviewed and accepted.

 Stevens Henager College's parent organization, the Center for Excellence in Higher Education (CEHE) is accredited by the Accrediting Commission of Career Schools and Colleges.

CEHE was placed on 'probation' with their accrediting body in October 2019.

MISLEADING: The primary basis for the probation was ACCSC concern over pending litigation in Colorado involving CEHE's CollegeAmerica campuses – NOT the SHC campuses in Utah. CEHE was placed on probation with ACCSC in October 2018, however, probation is NOT considered a negative action under ACCSC Standards. Due to the ACCSC probation, NLN delayed its site

visit for SHC-Ogden's nursing program that was scheduled for early 2020. In Feb 2020, NLN extended SHC-Ogden's candidacy status to June 2021 so that CEHE can clear the ACCSC probation and NLN can complete its onsite visit of SHC-Ogden's nursing program.

4. Stevens Henager College's nursing program has provisional accreditation through June 2020 with the National League for Nursing (NLN).

NLN will NOT conduct an accreditation site visit with parent organization's issues on accreditation unresolved.

MISLEADING: In Feb 2020, NLN approve an extension of SHC-Ogden's candidacy status to June 2021 so that SHC's parent (CEHE) can clear the ACCSC probation and NLN can complete its onsite visit of SHC-Ogden's nursing program.

5. National League for Nursing's Standard I Culture of Excellence Indicator I-D Expected Outcomes: 80% first-time pass rate on licensing exam (NCLEX) averaged over past three years.

Stevens Henager's first time pass rate for all 26 graduates from 2017-2019 is 73.1%. This does not meet the minimum standard for accreditation.

FALSE AND MISLEADING: <u>SHC's actual 3-year first time pass rate is</u>
<u>80.2% which meets the NLN standard.</u> The UNA is calculating an average of percentages which is incorrect.

Every currently operating nursing education program in the state of Utah has met the criteria established by state and administrative code (2012/2015) or stopped providing nursing education in Utah.

**TRUE:** SHC is compliant with current state law and code. SHC has a long, well-established, history of providing high-quality career education in Utah. Accreditation is a complicated and multi-step process that does not follow a specific time period. SHC-Ogden's nursing program has achieved candidacy with NLN and will complete this process by mid-2021. SB127 simply provides SHC-Ogden with the time necessary to complete the accreditation process for its nursing program.

### **ADDITIONAL FACTS:**

SHC has a three year average job placement rate of 85.2%.

SHC has a three year student satisfaction rate of 97.5%.

SB 127 benefits students, employers and the State of Utah which needs more, not fewer, accredited nursing programs.

# Please Support Nursing Education for Non Traditional Students Please support SB 127 (Buxton)

Stevens-Henager College is a high performing school providing quality nursing education programs to non-traditional students since 2006 - in full compliance with state laws.

In 2017, Stevens-Henager decided to change accreditation entities to enhance professional objectives for students. The certification NLN-CNEA entity granted Stevens-Henager College pre-accreditation status for three years in anticipation of full accreditation.

Because of a legal dispute in Colorado, the governing board of Stevens-Henager College, Center for Excellence in Higher Education, was placed on a system-wide probation by their accreditation agency, ACCSC. This action was not related to the remarkable achievement in Utah college but rather pursuant to litigation in Colorado which may be resolved soon.

This probation is not based upon Stevens-Henager performance in Utah and the preaccreditation status is still in effect by certification entity NLN-CNEA. However, NLN-CNEA cannot proceed on the accreditation process until probation is terminated (likely sometime early this year), hopefully finalized in 2021.

Legislation passed in 2014 created a deadline of December 31, 2020 for schools to be certified by an accreditation agency. The rationale was to ensure that all schools providing instruction to students were accredited-an appropriate goal. No one contemplated the situation wherein a school in full compliance with state requirements and fulfilling obligations to students, decided to shift accrediting entities for a good cause but because of litigation in another state, a disruption in the process occurred.

Stevens-Henager does not wish to "wind down". It makes no sense to shut this program down while succeeding in educating students and finding employment for them.

Therefore, Stevens-Henager College is requesting that the December 31, 2020 deadline be amended to a later date- December 31, 2022.

Again, changing the deadline or recognizing pre-accreditation status will not alter the objectives of the 2014 legislation but will allow a high-performing College to continue educating nurses for the benefit of Utah's health care system.

# STUDENT ACHIEVEMENT OUTCOME DATA

pass rates: Pass rate is defined as at least 80% or higher than the national rate. 1. Associate Degree in Nursing Education Program has achieved the following National Council of State Board of Nursing exam (NCLEX-RN)

Year	SHC Pass Rate	Utah Mean Pass Rate	National Mean Pass Rate
2017	76.9%		87.1%
2018	87.5%		89.41%
2019	66.9%		88.18%
3 Year	82.2%		88.23%
Mean			

2. Number of students completing the SHC – Associate Degree in Nursing Education program: Completion rate is defined as at least 75% of students will complete the nursing course portion of the program within 16 months:

•	SHC Program Completion
ear	(Graduation) Rate
017	76.8%
018	90%
019	78%

students will be employed in the nursing profession or enrolled in an advanced degree program within 6 months of graduation. 3. Job placement rate for graduates of SHC - Associate Degree in Nursing Education program: Employment rate is defined as at least 75% of

# SHC Program Placement Rate

2019	2018	2017	Year	
				0 T C
71.8%	100%	83.7%	Rate	Program Piz

students will score of 90% or greater on the end of the course satisfaction survey. 4. Student satisfaction for graduates of SHC - Associate Degree in Nursing Education program: Student satisfaction rate is defined as 75% of the **Year** 2017 2018 2019 **Student Satisfaction** 98.4%



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program shall be accredited by an accrediting body for nursing education that is approved by the United States Department of Education.

- (2) (a) In accordance with Subsection (2)(b) and Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division, in consultation with the board, may make rules establishing requirements for a nursing education program to qualify for a limited time as an approved education program for the purpose of qualifying graduates for licensure under this chapter, if the program:
  - (i) (A) is in the process of obtaining the accreditation described in Subsection (1);
- (B) has recently been denied accreditation after seeking to obtain the accreditation described in Subsection (1); or
  - (C) has recently lost the accreditation described in Subsection (1); and
  - (ii) is approved under Subsection (2)(a) on or before May 15, 2016.
- (b) A program approved under Subsection (2)(a) may qualify graduates for licensure under Subsection (2)(a) until December 31, [2020] 2022. On or after January 1, [2021] 2023, a nursing education program that is not an approved education program under Subsection (1) may not qualify graduates for licensure under this chapter.
- (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and the provisions of this chapter, the division shall make rules defining the minimum standards for a medication aide certified training program to qualify a person for certification under this chapter as a medication aide certified.

## **Nursing Education Programs**

58-31b-601 Minimum standards for nursing programs -- Medication aide training.

- (1) Except as provided in Subsection (2), to qualify as an approved education program for the purpose of qualifying graduates for licensure under this chapter, a nursing education program shall be accredited by an accrediting body for nursing education that is approved by the United States Department of Education.
  (2)
  - (a) In accordance with Subsection (2)(b) and Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division, in consultation with the board, may make rules establishing requirements for a nursing education program to qualify for a limited time as an approved education program for the purpose of qualifying graduates for licensure under this chapter, if the program:

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- (b) A program approved under Subsection (2)(a) may qualify graduates for licensure under Subsection (2)(a) until December 31,2020. On or after January 1, 2021, a nursing education program that is not an approved education program under Subsection (1) may not qualify graduates for licensure under this chapter.
- (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, and the provisions of this chapter, the division shall make rules defining the minimum standards for a medication aide certified training program to qualify a person for certification under this chapter as a medication aide certified.

Amended by Chapter 26, 2016 General Session

# MARIANNE CRAVEN, PHD, MN, RN

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February 20, 2020

Senator David G. Buxton Utah State Senate

Dear Senator Buxton,

I thank you for your dedicated service to this great state of Utah and to me individually as a citizen. I write this letter expressing my personal support for SB 127 Nursing Licensing Amendments. I do so a Registered Nurse, a Nurse Educator, and a volunteer peer evaluator (site visitor) for one of the Nursing Accreditation organizations in the United States. I have also been working independently as a consultant to the nursing program at Stevens-Henager College and am a member of their Professional Advisory Committee.

I would like to state my professional opinion in regards to this bill. The current nurse practice act states that all nursing schools in Utah must be accredited by December 31, 2020 otherwise their students would be unable to sit for the national registered nurse licensing exam and be licensed in Utah. The amendment lengthens this date for two more years with a deadline of 2022. Lengthening this deadline is actually supportive of having all Utah nursing programs receive national nursing accreditation. Hopefully I can succinctly explain my rationale:

- The full accreditation process takes approximately one year from start to end sometimes longer.
- Initial accreditation for a nursing program is high-stakes as unless the program meets every standard, accreditation is denied. Once a program receives initial accreditation, they can be reaccredited even if they are noncompliant with any of the standards. Therefore, setting a stringent deadline in the law creates more pressure for nursing programs seeking initial accreditation and provides no allowances for unforeseen circumstances.
- Accreditation processes can be impeded during any one of four steps in the process. As a peer
  evaluator and site visitor, I have had my visits postponed and/or cancelled for natural disasters,
  death of the nurse administrator over a program, change in ownership of the school in which the
  nursing program is housed, and illness of members of the site visit team. One never knows what
  could happen to postpone a visit.
- Since site visits are scheduled 6 months to 1 year in advance, sometimes a delay in the site visit
  results in a significant pause in the nursing program's ability to obtain the desired (and
  necessary) accreditation.

Failure to allow students to test for licensure who happen to be enrolled in a program that has had accreditation delays unrelated to the actual nursing program puts an undue burden on them as they have paid significantly in financial and time resources to complete their education. They are denied the opportunity to work in the area for which they have sacrificed. It also prevents those students from becoming part of the nursing workforce which continues to have approximately 1150 annual openings for Registered Nurses in the state (Dept. of Workforce Services).

I understand the need for accreditation and I am a supporter of such endeavors. However, I also understand that sometimes accreditation is unduly hindered causing a nursing program to delay the process.

Amending the Nurse Practice Act by changing these dates creates no financial burden to the state and overall supports nursing education in Utah. It is beneficial to provide an extension to the dates provided in the Nurse Practice Act so that it provides a buffer for those schools that may be undergoing accreditation delays. This move is in support of students who deserve the opportunity to put their education into use, become licensed as Registered Nurses, and promote the profession of nursing in Utah.

Thank you so much for putting forth this bill and accepting my letter of support.

Sincerely,

Marianne Crawn

Marianne Craven, PhD, MN, RN

# MARIANNE CRAVEN, PHD, MN, RN



Mr. Greg Bell, President/CEO Utah Hospital Association 2180 South 1300 East, Suite 440 Salt Lake City, UT 84106

January 23, 2020

Dear Mr. Bell,

I am writing you to express my desire that the Utah Nurse Practice Act be opened during the upcoming legislative session or as soon as possible and have the Utah State Board of Nursing be given oversite for nursing education programs once again. I am an interested party through a number of professional roles — I am currently a member of Stevens Henager College's (SHC) Nursing Professional Advisory Committee, a nurse educator, and an accreditation site visitor.

I express this desire over an ongoing concern that schools who do not receive accreditation are inhibited without having a state regulatory agency to support them once denied. Schools can be denied accreditation for any number of reasons and students are placed at an extreme disadvantage when institutions are denied accreditation for whatever reason.

The SHC nursing program is working diligently to promote quality, appropriate education for their students. The SHC nursing program has been unable to obtain accreditation (a condition out of the nursing program's control) within the Division of Occupational and Professional Licensing's mandate of December 2020. The institution may need to close the program if they are not provided some kind of waiver. Students who have paid significant money into their education may not be able to license in Utah from this institution. I have a difficult time accepting this for a school who is working to produce qualified nurses and has demonstrated an acceptable pass-rate on the National Council Licensure Examination over the past few years.

I also want to state that the current nurse practice act is not current in the list of acceptable nursing-accreditation agencies that are approved by the United States Department of Education. Therefore, according to the Utah Nurse Practice Act Rule (in effect October 1, 2019), students from SCH could still be considered non-compliant because SHC is seeking accreditation from an agency not recognized by the Utah Nurse Practice Act. Most schools in Utah would be under the same condemnation since the Nurse Practice Act is outdated. Could these students also be denied opportunity to license in Utah? Could the schools be closed because they are not compliant with the nurse practice act? That presents an interesting dilemma in my mind.

I ask that you speak in support of revising the Utah Nurse Practice Act as soon as possible to provide the necessary support and oversite for nursing education in Utah.

Sincerely,

Marianne Craven, PhD, RN

Marianne Crawy Phy RD

# **Davis Hospital and Medical Center**

A STEWARD FAMILY HOSPITAL



Mr. Greg Bell, President/CEO Utah Hospital Association 2180 South 1300 East, Suite 440 Salt Lake City, UT 84106

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As a nursing coordinator in a local hospital it has been my privilege to hire and work with nurses who have graduated from SHC and they are professional and proficient in their practice.

Sincerely,

JoAnne Allen, BSN, RN

PAC committee member SHC Davis Hospital And Medical Center

ann allew to

Robert C Morris BSN RN

Director of Medical Surgical Intermediate Care

**Brigham City Community Hospital** 

950 South Medical Drive

Brigham City, Utah 84321

To Whom It May Concern, I am writing you to express my desire that the Utah Nurse Practice Act be opened during the upcoming legislative session or as soon as possible and have the Utah State Board of Nursing be given over site for nursing education programs once again. I am an interested party through a number of professional roles—I am currently a member of Stevens Henager College's (SHC) Nursing Professional Advisory Committee, and an acute care unit director. As a director I have been able to hire students from the SHC program and they have been high quality employees. SHC has done a great job to train their students and prepare them for a career in nursing.

I express this desire over an ongoing concern that schools who do not receive accreditation are inhibited without having a state regulatory agency to support them once denied. Schools can be denied accreditation for any number of reasons and students are placed at an extreme disadvantage when institutions are denied accreditation for whatever reason.

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I ask that you speak in support of revising the Utah Nurse Practice Act as soon as possible to provide the necessary support and oversite for nursing education in Utah.

Sincerely,

Robert C. Morris BSN RN 2/16/2020



February 15, 2020

Mrs. Dewsnup,

I am reaching out today as a concerned educator. There is a significant nurse shortage that is contributing to a much larger healthcare problem. I would like to see this problem improve through a supply of dedicated, skilled, and highly educated nurses. Currently, the State of Utah nursing programs are governed through national accrediting bodies and there is a limit as to the number of programs that can be implemented in our state. The Utah State Board of Nursing has been limited in their ability to help appropriate new programs and monitor current schools. I would like to express my concerns and have the Nurse Practice Acts of Utah reopened in the soonest legislative meeting. By reinstating the Nurse Practice Act, there can be a renewed ownership of nursing education across the state and help reduce the nursing shortage we are seeing and feeling. Please take this letter as a show of support for your school's initiative. You have my unwavering support.

Melissa Harpin

Melissa Harpin Critical Care Coordinator



Vicky Dewsnup President & Regional Director Stevens-Henager College 1890 S. 1350 W. Ogden UT, 84401

Dear President Dewsnup,

I am writing this letter to express concerns over appropriate accreditation bodies in the state of Utah. As you are aware, the Utah State Board of Nursing is not affiliated with accreditation in the state that they were designed to help enforce standards of practice. As an educator of future nurses, I feel that this should be reconsidered, and the Utah Nurse Practice Acts be opened during the upcoming legislative session. I understand that Stevens-Henager College is spearheading an initiative to have the Utah Board of Nursing regain accrediting authority. I would like to dedicate my support to this cause as I feel it will help uplift the current state of nursing in our state and help educators produce the quality healthcare workers we desperately need. Thank you for your time and dedication to improving the healthcare climate.

Angie Bacon MSN, RN

Nursing Educator and Clinical Instructor

February 14, 2020

Vicky Dewsnup President and Regional Director Stevens-Henager College 1890 South 1350 West Ogden, UT 84401

Dear President Dewsnup,

I understand that Stevens-Henager College is taking a request to the legislative session this year to open the nurse practice acts and extend the accreditation time frame for nursing schools from the deadline of December 31, 2020 for an additional two more years. As a graduate of the Stevens-Henager nursing program in May of 2016, I am sending this letter in support of this bill.

The Steven's-Henager nursing program was life-changing for me and my family. As a mother of three young sons, without a degree or profession, it was very difficult to provide a stable financial life for my family. Steven's-Henager gave me the opportunity to continue my education and earn a degree as a professional, while still working to financially support my children. This was an opportunity that was not available to me at a University. I did not have the option to be financially supported by others, or attend day-time programs at that time in my life. Smaller colleges like Steven's Henager are a necessary option to keep available for working adults. After much research I found Steven's-Henager to be the right professional option for me. Steven's Henager provided a high quality education with a focus on professionalism for the working adult, while meeting all occupational and professional licensing requirements.

For the last four years I have worked as a full-time nurse, contributing, giving back to the community and providing for my family. I have been a member of Steven's-Henager's Nursing Professional Advisory Committee for three years, and have worked as a nursing preceptor to train graduates from multiple colleges and universities for two years. I have been awarded multiple nursing recognition awards for superior nursing knowledge and performance, including the Daisy Award at Ogden Regional Medical Center in March of 2019. This is all a product of an excellent professional education at Steven's-Henager College.

In addition, many nursing graduates I have trained in the field, have come from diverse nursing programs including multiple Universities. I have not seen a noticeable difference in education between the different students. Steven's-Henager students rise up and meet the rigorous standards of any University Graduate. I can also say that Steven's-Henager does an excellent job preparing their graduates to pass the NCLEX for nursing licensure. We had professors work with our graduating class for many months until they knew we were ready and prepared. It was intense preparation and

training that prepared us to pass the NCLEX the first time we took the test. They also helped us to build a professional network to launch our career as soon as we graduated. They work with each of their students on an individual basis in a way that cannot be offered at larger University's.

Accreditation was denied to many smaller Colleges for various reasons five years ago, including Steven's Henager. Many of those small colleges had to close their doors because they did not have a state regulatory agency to support them once they had received that denial. The Steven's-Henager nursing program has been unable to obtain accreditation again for reasons that are out of the nursing programs control. They need state regulatory support. They have done their part and are a strong, equal, and professional nursing program exceeding expectations. It would be a shame if this opportunity was not offered to others like myself in the future. Please do not let this happen to Steven's-Henager.

Sincerely,

Michelle List RN